

2 TOG

ORIGINAL

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

BEVERLY BEAM

Plaintiff

vs.

SCOTT DOWNEY, ROGER
MORRISON, DAVID GRAYBILL
AND MICHAEL SWEGER

Defendants

NO. 1:CV-01-0083

(Judge McClure)

CIVIL ACTION - LAW

FILED
HARRISBURG, PA
MAR 3 2003
MARY E. D'ANDREA CLERK
Per *[Signature]*
Deputy Clerk

**SUPPLEMENTAL MATERIALS IN RESPONSE TO
CLERK'S TAXATION OF COSTS OF FEBRUARY 25, 2003**

AND NOW, come the Defendants, David Graybill and Michael Sweger, by and through their attorneys, STEVEN J. SCHIFFMAN, Esquire and the law firm of SERRATELLI, SCHIFFMAN, BROWN, & CALHOON, P.C., and file these Supplemental Materials* in Response to Clerk's Taxation of Costs of February 25, 2003.

Respectfully submitted,

**SERRATELLI, SCHIFFMAN, BROWN
& CALHOON, PC**

By:

[Signature]
Steven J. Schiffman, Esquire

I.D. No.: 25488

Melanie L. Erb, Esquire

I.D. No.: 84445

Dated: 3/3/03

Suite 201, 2080 Linglestown Road
Harrisburg, PA 17101
(717) 540-9170
Attorneys for Defendants David Graybill
And Michael Sweger

*Defendants' Supplemental Materials contain a correction to the amount of deposition costs, in that a reimbursement from Defendant Downey was inadvertently left out of the original Bill of Costs. Defendants hereby amend their Bill of Costs, in the amount of \$2,569.81 to reflect the receipt of this reimbursement.

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

BEVERLY BEAM	:	NO. 1:CV-01-0083
	:	
Plaintiff	:	(Judge McClure)
	:	
vs.	:	
	:	CIVIL ACTION - LAW
SCOTT DOWNEY, ROGER	:	
MORRISON, DAVID GRAYBILL	:	
AND MICHAEL SWEGER	:	
	:	
Defendants	:	

REVISED ITEMIZATION OF DEPOSITION COSTS

Deposition of Beverly Beam (7/9/01)	\$297.20
Deposition of Michael Sweger and David Graybill (7/11/01)	\$635.55
Deposition of Roger Morrison (10/15/01)	\$476.00
Deposition of Scott Downey (11/16/01)	\$533.95
Deposition of Marc Bauer, Zehner & Mausner (12/19/01)	\$640.68
Deposition of Eberly & Wagonhurst (1/31/02)	\$356.95
TOTAL COST OF DEPOSITIONS	\$2,940.33
 LESS	
Reimbursement from Defendant Downey of difference of deposition costs (12/5/01)	\$ 370.52
 TOTAL COSTS	 \$2,569.81

Hughes, Albright, Foltz & Natale Reporting Service, Inc.

2080 LINGLESTOWN ROAD, SUITE 103 * HARRISBURG, PA 17110
Harrisburg 717-540-0220 Fax 717-540-0221 Lancaster 717-393-5101

TO: Steven J. Schiffman, Esquire
Serratelli, Schiffman, et al.
2080 Linglestown Rd, Ste 201
Harrisburg, PA 17110
717-540-9170
RE: Beam V Downey, et al.
USDC/Middle Dist. of PA
No. 1:CV-01-0083

IRS NUMBER 23-2345714

INVOICE NUMBER: 16102

DATE: October 31, 2001

TERMS: NET 30 DAYS

REPORTER: RDE

Please enclose copy with your payment.
Show our invoice number on your check.

Video Deposition of Roger D. Morrison held October 15, 2001 at
the Law Office of Don Bailey, 4311 North 6th Street,
Harrisburg, PA

Attendance of Reporter - No Charge

170 pp of testimony @ \$2.80

476.00

*** Thank You ***

Please pay promptly

TOTAL

11-5-01
29802
\$476.00

Hughes, Albright, Foltz & Natale Reporting Service, Inc.

2080 LINGLESTOWN ROAD, SUITE 103 * HARRISBURG, PA 17110
Harrisburg 717-540-0220 Fax 717-540-0221 Lancaster 717-393-5101

TO: Steven J. Schiffman, Esquire
Serratelli, Schiffman, et al.
2080 Linglestown Rd, Ste 201
Harrisburg, PA 17110
717-540-9170
RE: Beam V Downey, et al.
USDC/Middle Dist. of PA
No. 1:CV-01-0083

IRS NUMBER 23-2345714

INVOICE NUMBER: 15325

DATE: July 26, 2001

TERMS: NET 30 DAYS

REPORTER: RDE

Please enclose copy with your payment.
Show our invoice number on your check.

Video Depositions of Michael Sweger and David Graybill held
July 11, 2001 at 2080 Linglestown Road, Ste. 201 Harrisburg, PA

Attendance of Reporter - No Charge

125 pp of testimony @ \$2.80 [Graybill]

350.00

101 pp of testimony @ \$2.80 [Sweger]

282.80

11 pp of exhibits @ \$.25

2.75

*** Thank you ***

8/2/01
29197

Please pay promptly

TOTAL

\$635.55

Hughes, Albright, Foltz & Natale *Reporting Service, Inc.*

2080 LINGLESTOWN ROAD, SUITE 103 * HARRISBURG, PA 17110
Harrisburg 717-540-0220 Fax 717-540-0221 Lancaster 717-393-5101

TO: Steven J. Schiffman, Esquire
Serratelli, Schiffman, et al.
2080 Linglestown Rd, Ste 201
Harrisburg, PA 17110
717-540-9170
RE: Beam V Downey, et al.
USDC/Middle Dist. of PA
No. 1:CV-01-0083

IRS NUMBER 23-2345714

INVOICE NUMBER: 15251

DATE: July 19, 2001

TERMS: NET 30 DAYS

REPORTER: RDE

Please enclose copy with your payment.
Show our invoice number on your check.

Video Deposition of Beverly Beam held July 9, 2001 at
Serratelli, Schiffman, et al., 2080 Linglestown Road,
Harrisburg, PA

157 pp of testimony @ \$1.85

290.45

07 pp of exhibits @ \$.25

1.75

01 witness on ASCII diskette

5.00

*** Thank You ***

01-027

7/26/01
29141

Please pay promptly

TOTAL

\$297.20

Hughes, Albright, Foltz & Natale Reporting Service, Inc.

2080 LINGLESTOWN ROAD, SUITE 103 * HARRISBURG, PA 17110
Harrisburg 717-540-0220 Fax 717-540-0221 Lancaster 717-393-5101

TO: Steven J. Schiffman, Esquire
Serratelli, Schiffman, et al.
2080 Linglestown Rd, Ste 201
Harrisburg, PA 17110
717-540-9170
RE: Beam V Downey, et al.
USDC/Middle Dist. of PA
No. 1:CV-01-0083

IRS NUMBER 23-2345714

INVOICE NUMBER: 16510

DATE: December 14, 2001

TERMS: NET 30 DAYS

REPORTER: RDE

Please enclose copy with your payment.
Show our invoice number on your check.

Video Deposition of Scott Downey held November 16, 2001 at
Serratelli, Schiffman, et al., 2080 Linglestown Road,
Harrisburg, PA

Attendance of Reporter - No Charge

181 pp of testimony @ \$2.95

533.95

*** Thank You ***

Please pay promptly

TOTAL

\$533.95

Hughes, Albright, Foltz & Natale Reporting Service, Inc.

2080 LINGLESTOWN ROAD, SUITE 103 * HARRISBURG, PA 17110
Harrisburg 717-540-0220 Fax 717-540-0221 Lancaster 717-393-5101

TO: Melanie L. Erb, Esquire
Serratelli, Schiffman, et al.
2080 Linglestown Road
Harrisburg, PA 17110-5841
717-540-9170

RE: Beam V Downey, et al.
USDC/Middle Dist. of PA
No. 1:CV-01-0083

IRS NUMBER 23-2345714
INVOICE NUMBER: 17046
DATE: February 21, 2002
TERMS: NET 30 DAYS
REPORTER: RDE

Please enclose copy with your payment.
Show our invoice number on your check.

Video Depositions of Lawrence Eberly and Arland Wagonhurst held
January 31, 2002 at the Law Offices of Don Bailey, 4311 N. 6th
Street, Harrisburg, PA

Attendance of Reporter - No Charge

87 pp of testimony @ \$2.95 [Wagonhurst]

256.65

34 pp of testimony @ \$2.95 [Eberly]

100.30

*** Thank you ***

01027

PAID
CK NO 30594 DATE 2/28/02

Please pay promptly

TOTAL

\$356.95

Hughes, Albright, Foltz & Natale Reporting Service, Inc.

2080 LINGLESTOWN ROAD, SUITE 103 * HARRISBURG, PA 17110
Harrisburg 717-540-0220 Fax 717-540-0221 Lancaster 717-393-5101

TO: Melanie L. Erb, Esquire
Serratelli, Schiffman, et al.
2080 Linglestown Road
Harrisburg, PA 17110-5841
717-540-9170
RE: Beam V Downey, et al.
USDC/Middle Dist. of PA
No. 1:CV-01-0083

IRS NUMBER 23-2345714
INVOICE NUMBER: 16692
DATE: January 14, 2002
TERMS: NET 30 DAYS
REPORTER: PS

Please enclose copy with your payment.
Show our invoice number on your check.

Depositions of Marc A. Bauer, Glenn W. Zehner, and Michael
Mausner held December 19, 2001 at Serratelli, Schiffman, et
al., 2080 Linglestown Rd., Harrisburg, PA

Attendance of Reporter - No Charge

149 pp of testimony @ \$2.28 [Bauer]

339.72

67 pp of testimony @ \$2.28 [Zehner]

152.76

65 pp of testimony @ \$2.28 [Mausner]

148.20

*** Thank You ***

01-027

1-17-02
30310

Please pay promptly

TOTAL

\$640.68

01-027



J. ROSS MCGINNIS
WILLIAM H. NEFF, JR.
D. REED ANDERSON
WILLIAM C. GIERASCH, JR.
W. BRUCE WALLACE
MICHAEL W. KING
TIMOTHY P. RUTH
STEPHEN S. RUSSELL
JANE H. SCHUSSLER

35 SOUTH DUKE STREET
POST OFFICE BOX 5167
YORK, PENNSYLVANIA 17405-5167
PHONE 717-846-9800
FAX 717-843-6134
E-MAIL slaw@sl-law.com

ROBERT R. LLOYD, JR.
STEVEN M. HOVIS
JODY N. ANDERSON*
NEIL A. SLENKER
MELINDA B. KAUFMANN
DAVID A. JONES, II
FRANK A. NARDO, JR.
Erin J. Lutzenberger
**also admitted in Maryland*

November 26, 2001

McCLean Stock
(1881-1962)

WRITER'S DIRECT DIAL:
(717) 849-4149

OF COUNSEL
HENRY B. LEADER
RAYMOND L. HOVIS
BYRON H. LECATES
MARIETTA H. BARBOUR

Steven J. Schiffman, Esquire
SERRATELLI, SCHIFFMAN, BROWN
& CALHOON, PC
2080 Linglestown Road
Suite 201
Harrisburg, PA 17110

**RE: Beverly Beam v. Scott Downey, Roger Morrison, David Graybill
and Michael Sweger
U.S.D.C. Middle District of PA Civil Action No. 1: CV-01-0083**

Dear Mr. Schiffman:

Pursuant to your correspondence dated November 12, 2001, enclosed please find a check in the amount of \$370.52 made payable to Hughes, Albright, Foltz & Natale Reporting Service, Inc. for our portion of the invoices regarding the video depositions taken in the above matter.

Very truly yours,

STOCK AND LEADER, P.C.

Stephen S. Russell

SSR\

CERTIFICATE OF SERVICE

I, Melanie L. Erb, Esquire, hereby certify that I have served a true and correct copy of the foregoing document by depositing such in the regular U.S. Mail, addressed as follows:

Don Bailey, Esquire
4311 N. Sixth Street
Harrisburg, PA 17110

P. Daniel Altland, Esquire
Mette, Evans & Woodside
3401 N. Front Street
Harrisburg, PA 17110

Stephen S. Russell, Esquire
Stock and Leader
Susquehanna Commerce Center East
6th Floor
221 W. Philadelphia Street
York, PA 17404

A handwritten signature in black ink, appearing to read "Melanie L. Erb", is written over a horizontal line.

Melanie L. Erb, Esquire
Suite 201, 2080 Linglestown Road
Harrisburg, PA 17110
(717) 540-9170

Dated: March 3, 2003